

**Senate Study Bill 1171 - Introduced**

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL BY  
CHAIRPERSON DANIELSON)

**A BILL FOR**

1 An Act concerning the sale and off-premises transportation and  
2 consumption of certain containers of beer.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 123.132, Code 2015, is amended by adding  
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. Notwithstanding any provision of  
4 this chapter to the contrary, a holder of a class "C" permit  
5 may permit a customer to remove a refillable container of  
6 beer for consumption off the premises. The permittee or the  
7 permittees's agent who is at least eighteen years of age shall  
8 refill the container and shall securely seal the container  
9 for the customer. A container of beer sealed pursuant to the  
10 requirements of this paragraph shall not be deemed an open  
11 container subject to the requirements of sections 321.284 and  
12 321.284A.

13

EXPLANATION

14 The inclusion of this explanation does not constitute agreement with  
15 the explanation's substance by the members of the general assembly.

16 This bill provides that a person holding a class "C" permit  
17 authorized to sell beer for consumption off the licensed  
18 premises may permit a customer to remove a refillable container  
19 of beer for consumption off the premises that is refilled  
20 and sealed by the permittee. The bill requires the person  
21 refilling and sealing the container to be at least 18 years of  
22 age. The bill also provides that the sealed container of beer  
23 is not considered an open container for purposes of those Code  
24 sections prohibiting open containers of alcohol in vehicles.